

FILED
UNITED STATES DISTRICT COURT CLERKS OFFICE
FOR THE DISTRICT OF MASSACHUSETTS

2004 JUN -9 P 2:35

UNITED STATES OF AMERICA,
Plaintiff,

v.

FAIRBANKS CAPITAL CORP. and
FAIRBANKS CAPITAL HOLDING CORP.,
Defendants.

ALANNA L. CURRY, et al.,
individually and on behalf of all others
similarly situated,
Plaintiffs,

v.

FAIRBANKS CAPITAL CORP.
Defendant.

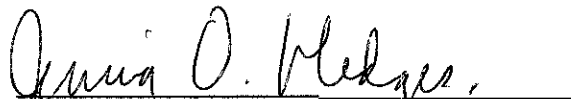
U.S. DISTRICT COURT
DISTRICT OF MASS.
Civil Action No. 03-12219-DPW

Civil Action No. 03-10895-DPW

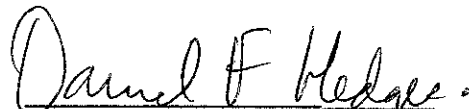
NOTICE OF APPEAL

Notice is hereby given in the above-captioned proceeding (C.A. No. 03-10895-DPW) that the objectors, Jack Overbaugh, Danny and Constance VanDale, and others represented by class counsel Daniel F. Hedges, hereby appeal to the United States Court of Appeals for the First Circuit the Final Order Certifying Settlement Class And Approving Settlement entered in the District Court, Woodlock, J., on May 17, 2004.

Dated this 9th day of June, 2004.



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CERTIFICATE OF SERVICE

I, Jessica D Hedges, hereby certify that on this 9th day of June, 2004, I served a true and correct copy of the foregoing NOTICE OF APPEAL via United States First-Class Mail, postage prepaid, where not electronically noticed, as follows:

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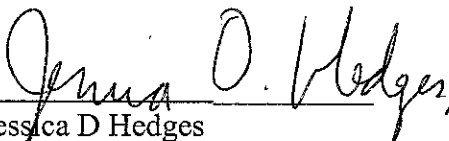
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